

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 644

Introduced by Raikes, 25

Read first time January 17, 2007

Committee: Education

A BILL

1 FOR AN ACT relating to the Tax Equity and Educational Opportunities
2 Support Act; to amend sections 79-1001 and 79-1007.03,
3 Revised Statutes Cumulative Supplement, 2006; to provide
4 for summer school student units; to harmonize provisions;
5 and to repeal the original sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 79-1001, Revised Statutes Cumulative
2 Supplement, 2006, is amended to read:

3 79-1001 Sections 79-1001 to 79-1033 and section 2 of
4 this act shall be known and may be cited as the Tax Equity and
5 Educational Opportunities Support Act.

6 Sec. 2. For purposes of this section and section
7 79-1007.03, summer school student unit means one student enrolled
8 in summer school in a school district, whether or not the student
9 is in the membership of the school district, for (1) at least three
10 hours but fewer than six hours per day and (2) at least twelve
11 days but fewer than twenty-four days. Each school district shall
12 receive a summer school student unit for each qualified time period
13 for which a student is enrolled, up to six units per student per
14 summer.

15 Each school district shall receive an additional summer
16 school student unit for each summer school student unit attributed
17 to remedial math or reading programs. Each school district shall
18 also receive an additional summer school student unit for each
19 summer school student unit attributed to a free lunch and free
20 milk student. This section does not prevent school districts from
21 requiring and collecting fees for summer school, except that summer
22 school student units shall not be calculated for summer school
23 programs for which fees are collected from students who qualify
24 for free or reduced-price lunches under United States Department of
25 Agriculture child nutrition programs.

1 Sec. 3. Section 79-1007.03, Revised Statutes Cumulative
2 Supplement, 2006, is amended to read:

3 79-1007.03 For state aid calculated for school fiscal
4 year 2008-09 and each school fiscal year thereafter:

5 (1) The adjusted formula students for each school
6 district shall be calculated by:

7 (a) Multiplying the formula students in each grade range
8 by the corresponding weighting factors to calculate the weighted
9 formula students for each grade range as follows:

10 (i) The weighting factor for early childhood education
11 programs is six-tenths;

12 (ii) The weighting factor for kindergarten is
13 five-tenths;

14 (iii) The weighting factor for grades one through six,
15 including full-day kindergarten, is one;

16 (iv) The weighting factor for grades seven and eight is
17 one and two-tenths; and

18 (v) The weighting factor for grades nine through twelve
19 is one and four-tenths;

20 (b) Adding the weighted formula students for each grade
21 range to calculate the weighted formula students for the local
22 system; and

23 (c) Adjusting the weighted formula students by adding the
24 following demographic factors:

25 (i) The Indian-land factor shall equal 0.25 times the

1 average daily attendance of students who reside on Indian land
2 as reported by the United States Department of Education in
3 calculating the local system's payment pursuant to 20 U.S.C. 7701
4 et seq., as such sections existed on January 1, 2006; and

5 (ii) The extreme remoteness factor shall equal 0.125
6 times the formula students in the school district for each school
7 district that has fewer than two hundred formula students, more
8 than six hundred square miles in the school district, less than
9 three-tenths formula student per square mile in the local system,
10 and more than twenty-five miles between the high school attendance
11 center and the next closest high school attendance center on paved
12 roads; and

13 (iii) The summer school factor shall equal 0.025 times
14 the number of summer school student units as defined in section 2
15 of this act; and

16 (2) The total adjusted formula students for each
17 school district shall equal the weighted formula students plus
18 the demographic factors, except that (a) for school districts
19 qualifying for the extreme remoteness factor, the total adjusted
20 formula students shall be greater than or equal to one hundred
21 fifty adjusted formula students, (b) the total adjusted formula
22 students for a school district shall not include the summer school
23 factor or the extreme remoteness factor or any adjustment to
24 the adjusted formula students resulting from qualification for
25 the extreme remoteness factor for the calculation of the average

1 formula cost per student in each cost grouping pursuant to section
2 79-1007.02, and (c) the total adjusted formula students for a
3 school district shall include the summer school factor, the extreme
4 remoteness factor, and any adjustment to the adjusted formula
5 students resulting from qualification for the extreme remoteness
6 factor for the calculation of the school district's formula need
7 pursuant to section 79-1007.02.

8 Sec. 4. Original sections 79-1001 and 79-1007.03, Revised
9 Statutes Cumulative Supplement, 2006, are repealed.